

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMAZON CONTENT SERVICES LLC, a Delaware corporation, PENGUIN RANDOM HOUSE LLC, a Delaware corporation, LEE CHILD, SYLVIA DAY, JOHN GRISHAM, C.J. LYONS, DOUG PRESTON, JIM RASENBERGER, T.J. STILES, R.L. STINE, MONIQUE TRUONG, SCOTT TUROW, NICHOLAS WEINSTOCK, AND STUART WOODS.

NO. 2:20-cv-01048-MJP

JOHN GOLDMARK DECLARATION
IN SUPPORT OF MOTION FOR
DEFAULT JUDGMENT

Plaintiffs,

V.

KISS LIBRARY d/b/a KISSLY.NET,
WTFFASTSPRING.BID, LIBLY.NET, and
CHEAP-LIBRARY.COM, RODION
VYNNYCHENKO, ARTEM
BESSHAPOCHNY, and DOES 1-10.

Defendants.

I, John A. Goldmark, declares as follows:

1. I am a partner at Davis Wright Tremaine LLP (“DWT”) and am counsel for Plaintiff Publishers Amazon Content Services LLC (“Amazon”) and Penguin Random House LLC (“PRH”), and Plaintiff Authors Lee Child, Sylvia Day, John Grisham, C.J. Lyons, Doug Preston, Jim Rasenberger, T.J. Stiles, R.L. Stine, Monique Truong, Scott Turow, Nicholas Weinstock, and Stuart Woods (collectively, “Plaintiffs”) in this matter. I make this declaration

1 based on personal knowledge, publicly-available databases and information, and records my
2 firm keeps in the regular course of business, and I could testify competently to the same.

3 **Defendants Infringed Fifty-Two of Plaintiffs' Protected Works**

4 2. Through a ring of related websites, Defendants Kiss Library, Rodion
5 Vynnychenko, and Artem Besshapolchny repeatedly copied, displayed, and/or distributed
6 Plaintiffs' copyright-protected works without authorization. As alleged in the Complaint,
7 Plaintiffs initially identified the following seventeen example registered works that Defendants
8 infringed, *see* Compl. ¶ 41(a)-(q) & Ex. D:

- 9 i. *A Dark Mind*, authored by T. R. Ragan in 2013 with exclusive ebook
10 distribution rights held by Amazon, registered with the United States Copyright
11 Office under Registration Number TX0007728631 in 2013, and sold by
12 Defendants without license at <https://kissly.net/book/77131c36d643ec519ca7>;
- 13 ii. *Abducted*, authored by T. R. Ragan in 2012 with exclusive ebook distribution
14 rights held by Amazon, registered with the United States Copyright Office under
15 Registration Number TX0007670441 in 2013, and sold by Defendants without
16 license at <https://kissly.net/book/26496177a96ffafedb29>;
- 17 iii. *Afterburn*, authored by plaintiff Sylvia Day in 2013, registered with the United
18 States Copyright Office under Registration Number TX0008280509 in 2016,
19 and sold by Defendants without license at
<https://kissly.net/book/884ea6a173f6ef1e51cb>;
- 20 iv. *As Long As She Needs Me: A Novel*, authored by plaintiff Nicholas Weinstock in
21 2000, registered with the United States Copyright Office under Registration
22 Number TX0005380194 in 2001, and sold by Defendants without license at
<https://libly.net/book/0310008cf18e86efaa748a959b1bee70>;
- 23 v. *Blood on the Tracks*, authored by Barbara Nickless in 2016 with exclusive
24 ebook distribution rights held by Amazon, registered with the United States
25 Copyright Office under Registration Number TX0008334746 in 2016, and sold
26
27

1 by Defendants without license at

2 <https://libly.net/book/ff78f1ab2e22252213b63f663c1ce35c>;

3 vi. *Fight Dirty*, authored by plaintiff C.J. Lyons in 2014, registered with the United
4 States Copyright Office under Registration Number TX0008076233 in 2015,
5 and sold by Defendants without license at
6 <https://kissly.net/book/70924dc73c193608db30>;

7 vii. *Jesse James: Last Rebel of the Civil War*, authored by plaintiff T.J. Stiles in
8 2002, registered with the United States Copyright Office under Registration
9 Number TX0005703845 in 2003, and sold by Defendants without license at
10 <https://cheap-library.com/book/45a5e2748d39bf66d745ec5d524a327c>;

11 viii. *My Sister's Grave*, authored by Robert Dugoni in 2014 with exclusive ebook
12 distribution rights held by Amazon, registered with the United States Copyright
13 Office under Registration Number TX0008009209 in 2015, and sold by
14 Defendants without license at <https://kissly.net/book/f20671f38204d4377d3a>;

15 ix. *Persuader*, authored by plaintiff Lee Child in 2002, registered with the United
16 States Copyright Office under Registration Number TX0006919613 in 2008,
17 and sold by Defendants without license at
18 <https://libly.net/book/269e66ebcd734ca6b01fac34637c8404>;

19 x. *Red Rain: A Novel*, authored by plaintiff R.L. Stine in 2012, registered with the
20 United States Copyright Office under Registration Number TX0007603027 in
21 2012, and sold by Defendants without license at
22 <https://kissly.net/book/9f40292160d1e5ec973a>;

23 xi. *Short Straw*, authored by plaintiff Stuart Woods in 2006, registered with the
24 United States Copyright Office under Registration Number TX0006465649 in

1 2006, and sold by Defendants without license at
2 <https://libly.net/book/004468203eb63a73ef7d0a9b7b51c921>;

3 xii. *The Book of Salt*, authored by plaintiff Monique Truong in 2003, registered with
4 the United States Copyright Office under Registration Number TX0005745355
5 in 2003, and sold by Defendants without license at
6 <https://libly.net/book/fcc7849251aa267dabe39d8c213d426c>;

7 xiii. *The Brilliant Disaster: JFK, Castro, and America's Doomed Invasion of Cuba's*
8 *Bay of Pigs*, authored by plaintiff Jim Rasenberger in 2011, registered with the
9 United States Copyright Office under Registration Number TX0007373794 in
10 2011, and sold by Defendants without license at
11 <https://kissly.net/book/926424dfcc894f32e522>;

12 xiv. *The Burden of Proof*, authored by plaintiff Scott Turow in 1990, registered with
13 the United States Copyright Office under Registration Number TX0002844794
14 in 1990, and sold by Defendants without license at
15 <https://libly.net/book/1f956ace7c3a059de2806d64f5b697ff>;

16 xv. *The Litigators*, authored by plaintiff John Grisham in 2011, registered with the
17 United States Copyright Office under Registration Number TX0007494080 in
18 2012, and sold by Defendants without license at
19 <https://kissly.net/book/f5c9eb68224569c4a5e6>;

20 xvi. *Tyrannosaur Canyon*, authored by plaintiff Doug Preston in 2004, registered
21 with the United States Copyright Office under Registration Number
22 TX0006206315 in 2005, and sold by Defendants without license at
23 <https://libly.net/book/9f4390dc6a171679e50029d5727b7e23>; and

24 xvii. *You Are Not Small*, authored by Anna Kang and illustrated by Christopher
25 Weyant in 2014 with exclusive ebook distribution rights held by Amazon,
26 registered with the United States Copyright Office under Registration Numbers
27

1 TX0007970793 and TX0007970795 in 2015, and sold by Defendants without
2 license at <https://kissly.net/book/29cfeb176b308057ad2c>.

3 3. In addition to the above example works, Plaintiffs' continued investigation uncovered
4 another thirty-five additional registered works by the Plaintiff Authors that Defendants copied,
5 displayed, and/or distributed without authorization:

- 6 i. *Custer's Trials: A Life on the Frontier of a New America*, authored by plaintiff
7 T.J. Stiles in 2015, registered with the United States Copyright Office under
8 Registration Number TX0008229466 in 2016, and sold by Defendants without
9 license at <https://kissly.net/book/8bcd4ce9f29c4998958>;
- 10 ii. *The First Tycoon: The Epic Life of Cornelius Vanderbilt*, authored by plaintiff
11 T.J. Stiles in 2008, registered with the United States Copyright Office under
12 Registration Number TX0006942463 in 2009, and sold by Defendants without
13 license at <https://libly.net/book/c6dd6b742bd226f9ba846ee650b717b6>;
- 14 iii. *Hollow Bones*, authored by plaintiff C.J. Lyons in 2013, registered with the
15 United States Copyright Office under Registration Number TX0007754956 in
16 2013, and sold by Defendants without license at
17 <https://kissly.net/book/07bebedbdb1e57e27ee1>;
- 18 iv. *Lucidity*, authored by plaintiff C.J. Lyons in 2010, registered with the United
19 States Copyright Office under Registration Number TX0007610805 in 2012,
20 and sold by Defendants without license at
21 <https://kissly.net/book/46c2536b25b21ce82bc2>;
- 22 v. *One L: The Turbulent True Story of a First Year at Harvard Law School*,
23 authored by plaintiff Scott Turow in 1988, registered with the United States
24 Copyright Office under Registration Number TX0002573137 in 1989, and sold
25 by Defendants without license at <https://kissly.net/book/a9ec2cb93926ec1ee42a>;
- 26 vi. *Carnal Curiosity*, authored by plaintiff Scott Turow in 2013, registered with the
27 United States Copyright Office under Registration Number TX0007909225 in

2014, and sold by Defendants without license at

<https://kissly.net/book/8692da620e5f04e97a95>;

vii. *Chiefs: A Novel*, authored by plaintiff Stuart Woods in 1981, registered with the United States Copyright Office under Registration Number TX0000719822 in 1981, and sold by Defendants without license at

<https://kissly.net/book/34479515ed7424ce30d3>;

viii. *Collateral Damage*, authored by plaintiff Stuart Woods in 2013, registered with the United States Copyright Office under Registration Number TX0007684917 in 2013, and sold by Defendants without license at

<https://kissly.net/book/06655aa180290487631a>

ix. *Cut and Thrust*, authored by plaintiff Stuart Woods in 2013, registered with the United States Copyright Office under Registration Number TX0007943843 in 2014, and sold by Defendants without license at

<https://kissly.net/book/2c24ee7e2e3a4dbe83d>;

x. *D.C. Dead*, authored by plaintiff Stuart Woods in 2011, registered with the United States Copyright Office under Registration Number TX0007478430 in 2012, and sold by Defendants without license at

<https://kissly.net/book/69d391391cd26b1ed496>;

xi. *Foreign Affairs*, authored by plaintiff Stuart Woods in 2015, registered with the United States Copyright Office under Registration Number TX0008233410 in 2015, and sold by Defendants without license at

<https://kissly.net/book/46597dc15d2b28ef46fd>;

xii. *Hothouse Orchid*, authored by plaintiff Stuart Woods in 2009, registered with the United States Copyright Office under Registration Number TX0007056077 in 2009, and sold by Defendants without license at

<https://kissly.net/book/ebccc5f7b4cad2e1f6fc>;

- xiii. *Insatiable Appetites*, authored by plaintiff Stuart Woods in 2014, registered with the United States Copyright Office under Registration Number copyright number TX0008027684 in 2015, and sold by Defendants without license at <https://kissly.net/book/86bachfc73fd0957cb86>;
- xiv. *Iron Orchid*, authored by plaintiff Stuart Woods in 2005, registered with the United States Copyright Office under Registration Number TX0006295537 in 2005, and sold by Defendants without license at <https://kissly.net/book/3d2a5992471bca95ec5c>;
- xv. *Orchid Beach*, authored by plaintiff Stuart Woods in 1998, registered with the United States Copyright Office under Registration Number TX0004894963 in 1998, and sold by Defendants without license at <https://kissly.net/book/aa446746eaba735031e3>;
- xvi. *Orchid Blues*, authored by plaintiff Stuart Woods in 2001, registered with the United States Copyright Office under Registration Number TX0005465649 in 2001, and sold by Defendants without license at <https://kissly.net/book/3d36076655adf8b8485f>;
- xvii. *Palindrome*, authored by plaintiff Stuart Woods in 1990, registered with the United States Copyright Office under Registration Number TX0003038167 in 1991, and sold by Defendants without license at <https://kissly.net/book/19d38436b95e03f1f080>;
- xviii. *Santa Fe Dead*, authored by plaintiff Stuart Woods in 2007, registered with the United States Copyright Office under Registration Number TX0007172693 in 2008, and sold by Defendants without license at <https://kissly.net/book/1e57255b6d54338912ac>;
- xix. *Santa Fe Edge*, authored by plaintiff Stuart Woods in 2010, registered with the United States Copyright Office under Registration Number TX0007328233 in

1 2010, and sold by Defendants without license at
2 <https://kissly.net/book/ce9cb274cd97a55992a5>;

3 xx. *Santa Fe Rules*, authored by plaintiff Stuart Woods in 1991, registered with the
4 United States Copyright Office under Registration Number TX0003367425 in
5 1992, and sold by Defendants without license at
6 <https://kissly.net/book/aaaf87de7b33f24638a9>;

7 xxi. *Shoot Him If He Runs*, authored by plaintiff Stuart Woods in 2006, registered
8 with the United States Copyright Office under Registration Number
9 TX0006903331 in 2008, and sold by Defendants without license at
10 <https://kissly.net/book/332b988109a79c77c271>;

11 xxii. *Two Dollar Bill*, authored by plaintiff Stuart Woods in 2004, registered with the
12 United States Copyright Office under Registration Number TX0006164181 in
13 2005, and sold by Defendants without license at
14 <https://kissly.net/book/533cfcd05435786780ec>;

15 xxiii. *Unintended Consequences*, authored by plaintiff Stuart Woods in 2012,
16 registered with the United States Copyright Office under Registration Number
17 TX0007739500 in 2013, and sold by Defendants without license at
18 <https://kissly.net/book/a531a091712594d217f7>;

19 xxiv. *Unnatural Acts*, authored by plaintiff Stuart Woods in 2011, registered with the
20 United States Copyright Office under Registration Number TX0007529029 in
21 2012, and sold by Defendants without license at
22 <https://kissly.net/book/8692da620e5f04e97a95>;

23 xxv. *Swimming to Catalina*, authored by plaintiff Stuart Woods in 1997, registered
24 with the United States Copyright Office under Registration Number copyright
25 number TX0004751854 in 1998, and sold by Defendants without license at
26 <https://kissly.net/book/332b988109a79c77c271>;

27

- xxvi. *Dead Eyes*, authored by plaintiff Stuart Woods in 1994, registered with the United States Copyright Office under Registration Number TX0003864784 in 1994, and sold by Defendants without license at <https://kissly.net/book/3722b74525b7003b4dd4>;
- xxvii. *Dead in the Water: A Novel*, authored by plaintiff Stuart Woods in 1997, registered with the United States Copyright Office under Registration Number TX0004579095 in 1997, and sold by Defendants without license at <https://kissly.net/book/1c0d6044681ec5e13fb3>;
- xxviii. *Bitter in the Mouth*, authored by plaintiff Monique Truong in 2010, registered with the United States Copyright Office under Registration Number TX0007299541 in 2010, and sold by Defendants without license at <https://kissly.net/book/3a276d21e60ef10db122>;
- xxix. *Gray Mountain: A Novel*, authored by plaintiff John Grisham in 2014, registered with the United States Copyright Office under Registration Number TX0007964170 in 2015, and sold by Defendants without license at <https://kissly.net/book/2bfd6bfabb170436eb91>;
- xxx. *Rogue Lawyer*, authored by plaintiff John Grisham in 2015, registered with the United States Copyright Office under Registration Number TX0008229453 in 2016, and sold by Defendants without license at <https://kissly.net/book/b7d38fd29b1ac7ac69ac>;
- xxxi. *Sycamore Row*, authored by plaintiff John Grisham in 2012, registered with the United States Copyright Office under Registration Number TX0007791381 in 2013), and sold by Defendants without license at <https://kissly.net/book/3097a68b013581243a1e>;
- xxxii. *Theodore Boone: The Abduction*, authored by plaintiff John Grisham in 2010, registered with the United States Copyright Office under Registration Number

1 TX0007413142 in 2011, and sold by Defendants without license at
2 <https://kissly.net/book/88b594378597563b28a0>;
3 xxxiii. *Theodore Boone: The Accused*, authored by plaintiff John Grisham in 2011,
4 registered with the United States Copyright Office under Registration Number
5 TX0007558149 in 2012, and sold by Defendants without license at
6 <https://kissly.net/book/b347872e0bc1aa74f35d>;
7 xxxiv. *Theodore Boone: The Fugitive*, authored by plaintiff John Grisham in 2014,
8 registered with the United States Copyright Office under Registration Number
9 TX0008293865 in 2016, and sold by Defendants without license at
10 <https://kissly.net/book/39af6434fb6f33e63321>; and
11 xxxv. *Jennie*, authored by plaintiff Doug Preston in 1994, registered with the United
12 States Copyright Office under Registration Number TX0003921292 in 1994,
13 and sold by Defendants without license at
14 <https://kissly.net/book/e1e20503bf4387ab2902>.

15 4. Attached as Exhibit A is a true and correct summary of Plaintiffs' fifty-two
16 registered works infringed by Defendants, consisting of the seventeen example works identified
17 in the Complaint plus the thirty-five additional works uncovered in continued investigation.

18 **Defendants Engaged in Deception and Spoliation**

19 5. Plaintiffs' investigation revealed that Defendants employed multiple fake names
20 and addresses in operating their ring of websites, including by obscuring the actual registrant(s)
21 and website operator(s) of those sites. *See* Compl. ¶ 38 ("[T]he contact information provided
22 by Defendants on their websites are intentionally misleading and false, intended to obscure
23 their true identities, contact information, and activities."). In addition to the fake information
24 detailed in the Complaint, *see id.* ¶ 38(a)-(d), Plaintiffs' investigation uncovered further
25 examples of Defendants' use of false and deceptive contact information, particularly in
26 registering the various website domains they used to operate their piracy scheme.

1 6. Beginning with the original kisslibrary.com, Defendants provided false
2 addresses in registering the website. For example, Defendant Vynnychenko listed **Milutenko**
3 **3, Apt. 1, Kiev, Ukraine 02156** as his address in registering kisslibrary.com. *See* Dkt. 24 Ex. D
4 at 38-39. But Vynnychenko could not be found there for contact or service, and notably, he
5 immediately deregistered that address when Plaintiffs attempted service for this suit, and
6 registered a different (also false) address with the Ukrainian government. *See* Dkt. 25 at 2-3;
7 Dkt. 26 ¶ 8. Ultimately, after hiring private investigators in Ukraine, Plaintiffs confirmed that
8 both prior addresses provided by Vynnychenko were inaccurate (finding no evidence he ever
9 resided at either address), and finally uncovered his true address: 13 Demiivska Str., Apartment
10 83, Kyiv, Ukraine 03039. *See* Dkt. 29 ¶¶ 2-5; Dkt. 31 at 1-2. Similarly, while Defendant
11 Besshapochny transferred kisslibrary.com's registration to his control at a Kiev address in
12 October 2017 using the redoxyzo@gmail.com account, he then used his xpdf.bid-related email
13 address to re-register kisslibrary.com's website in April 2018 at a non-existent *Kentucky*
14 *address with a New York zip code: 2772 50th Street, Edmonton, KY 12772*. *See* Dkt. 24 Ex.
15 D at 39-41.

16 7. In addition to the initial kisslibrary.com sites, nonparty productions by domain
17 registrars and service providers show that Defendants continued their pattern and practice of
18 using fake information with other sites connected to and supporting their scheme. For example,
19 Defendant Vynnychenko registered the bookpdfs.com domain under the false Milutenko
20 address in February 2017. And when Defendants reregistered that domain in December 2017
21 using their redoxyzo@gmail.com email address, they fraudulently listed the registrant as
22 "Charles J. Philbrook" at a non-existent address: **2129 Bolman Court, Springfield, IL 62707**.
23 A true and correct copy of those public domain registrations is attached as Exhibit B.
24 Additionally, Defendant Besshapochny provided a non-existent address, **Ahmatovoi 12, Kyiv,**
25 **Ukraine 02156**, when registering the xpdf.com domain used to service the kisslibrary.com
26 domain. A true and correct copy of business records showing user information for
27

1 Besshapochny's xpdf.com registration produced by domain registrar and nonparty NameCheap
2 Inc. is attached as Exhibit C.

3 8. After filing their Complaint, which identified multiple websites distributing
4 Plaintiffs' works or redirecting users to those infringing sites, *see* Compl. ¶ 38(a)-(d)
5 (kisslibrary.com, kisslibrary.net, kissly.net, libly.net, cheap-library.com, wtffastspring.bid,
6 kisslibraryemails.com); Dkt. 4 ¶ 9, Plaintiffs obtained records related to those websites through
7 expedited discovery authorized by the Court. *See* Dkt. 10 at 7. Beyond the routine use of
8 deceptive contact information, Plaintiffs' investigation and nonparty discovery uncovered
9 evidence that Defendants had requested that their service providers delete records relating to
10 Defendants in the days after Plaintiffs filed their suit. For example, shortly after this suit was
11 filed, Defendants attempted to delete all financial records from their payment processor,
12 FastSpring. As shown by FastSpring's business record and log of communications for the
13 serviced websites, Defendants "request[ed] immediate erasure of personal data concerning me
14 according to Article 17 GDPR," as well as the removal of their "merchant account and eras[ure
15 of] all personal data concerning me" following the filing of Plaintiffs' July 2020 lawsuit. A
16 true and correct copy of FastSpring's business record produced in discovery is attached as
17 Exhibit D (also showing notice of "piracy complaints from authors" by FastSpring to
18 Defendants in September 2019).

19 9. Shortly after the Complaint was filed in July 2020, Defendants also sent
20 multiple requests through different service emails to Cloudflare, a nonparty website service
21 provider, attempting to delete and purge Cloudflare's business records related to Defendants'
22 websites. These requests appear as a "ZONE_DELETE" or "ZONE_PURGE" event request in
23 Cloudflare's log file. A true and correct copy of Cloudflare's business record for user
24 15257449 (dmitriy.chernyay@gmail.com) attempting to delete information related to
25 Defendants' websites (libly.net, 2pdfs.com) is attached as Exhibit E. A true and correct copy
26 of Cloudflare's business record for user 4550270 (redoxyzo@gmail.com) attempting to delete
27 information related to fourteen of Defendants' websites is attached as Exhibit F. A true and

1 correct copy of Cloudflare's business record for user 9163573 (robert.teifeld@gmail.com)
2 attempting to delete information related to six of Defendants' websites is attached as Exhibit G.
3 A true and correct copy of Cloudflare's business record for user 4258144
4 (sofleadecen1987@mail.ru) attempting to delete information related to kissly.net is attached as
5 Exhibit H.

6 10. Although unsuccessful as to some third-party service providers, Defendants
7 were able to delete and spoliate evidence regarding their primary email addresses that serviced
8 the Kiss Library scheme: redoxyzo@gmail.com, ikmytz@gmail.com, and roddiku@gmail.com.
9 A true and correct copy of Google's correspondence confirming that Defendants had "deleted
10 and purged" these accounts is attached as Exhibit I. Additionally, domain registrar Zoho
11 Corporation confirmed that Defendants successfully deleted their records possessed by that
12 registrar and related to the Kiss Library websites on July 9, 2020—just two days after Plaintiffs
13 filed their complaint. A true and correct copy of Zoho Corporation's correspondence
14 confirming the deletion of data and associated dates involving kisslibrary.com,
15 kisslibraryemails.com, kisslibrary.net, kissly.net, libly.net, cheap-library.com, and other
16 associated websites is attached as Exhibit J.

17 **Defendants Operated a Ring of Sites in Connection with the Piracy Scheme**

18 11. Through Court-authorized expedited discovery, Plaintiffs investigated and
19 uncovered additional obfuscated websites related to Defendants' scheme. As a result, Plaintiffs
20 enjoined those additional sites in accordance with the Court's Temporary Restraining Order.
21 *See* Dkt. 12 ¶ 6 (identifying additional enjoined sites connected to the scheme, including
22 books.coffee, getebooks.net, booksgreatchoice.com, maximumbook.org, bsebooks.com,
23 bookspc.com, crucialbooks.com, osebooks.com, wordered.com, thekissly.net,
24 kisslibraryemails.net, quabook.com, luckybooks.online). By way of example, nonparty
25 discovery revealed Defendants' operation of luckybooks.online, another piracy site involved in
26 the scheme that distributed unauthorized copies of Plaintiffs' works. A true and correct copy of
27 a screenshot of some of Plaintiff Grisham's works appearing on the luckybooks.online website

1 in August 2020 is attached as Exhibit K. Following entry of the Court's August 27, 2020
2 Preliminary Injunction Order, *see* Dkt. 15, Plaintiffs further uncovered and investigated other
3 websites connected to Defendants' copyright piracy schemes, including kissanime.com,
4 torrentsfree.com, kissanime.ru, kissmanga.com, bookpdfs.com, xpdf.bid, and
5 2pdfs.com.

6 12. After continued nonparty discovery, Plaintiffs uncovered additional websites
7 connected to Defendants' scheme that displayed and offered unauthorized copies of Plaintiffs'
8 works for sale. Migrating away from the Kiss Library style and associated monikers,
9 Defendants engaged in a similar and continuing scheme under the SmashBook moniker.
10 *Compare* <https://web.archive.org/web/20171020201154/http://luckybooks.online/about>
11 (luckybooks.online in 2017 as a Kiss Library mirror), *with*
12 <https://web.archive.org/web/20200512130417/https://luckybooks.online/dmca>
13 (luckybooks.online in 2020 as a SmashBook mirror). Those associated SmashBook sites,
14 which Plaintiffs have now enjoined or attempted to enjoin through the Court's Order, included
15 smashbook.site, cybook.club, oregano.pro, dexcom.pro, lumeo.pro, keyhunter.pro,
16 zenlibrary.top, and lumintu.club. Plaintiffs' investigation revealed that these SmashBook sites,
17 like the earlier enjoined Kissly sites, were displaying and offering for sale unauthorized copies
18 of Plaintiffs' works. By way of example, a true and correct copy of a screenshot of some of
19 Plaintiff Grisham's works appearing on the oregano.pro SmashBook website in October 2021
20 is attached as Exhibit L.

21 13. Throughout the course of this scheme, Plaintiffs have uncovered the following
22 email addresses that have operated or serviced Defendants' websites or third party services in
23 support of those sites: roddiku@gmail.com, sofleadecen1987@mail.ru, kmytz@yandex.ru,
24 redoxyzo@gmail.com, jjpetruninas@gmail.com, robert.teifeld@gmail.com,
25 ikmytz@gmail.com, hellodorld@protonmail.com, nyakambinnickson@gmail.com,
26 ravawebiste@gmail.com, tema@xpdf.bid, hgurm80@gmail.com, besshapochnyy@mail.ru,
27 amankwaviaction11@gmail.com, and dmitriy.chernyay@gmail.com. In addition to these email

1 addresses, third-party productions obtained by Plaintiffs show that they routinely used others'
2 names, financial accounts, and addresses around the world, including in Ukraine, Poland,
3 Lithuania, Russia, and Canada.

4 **Notice to Defendants**

5 14. Plaintiffs effected proper service and notice on Defendant Kiss Library through
6 registered email service as authorized by the Court, and effected proper service and notice on
7 individual Defendants Besshapochny and Vynnychenko in Ukraine in accordance with local
8 law and the Hague Convention. *See* Dkt. 34 at 2-3.

9 15. On October 19, 2021, Plaintiffs also sent the Clerk's Notice of Default through
10 registered mail to Defendants' following addresses in Ukraine, which were established as
11 Defendants' proper service addresses during confirmation of service proceedings in accordance
12 with Ukrainian law and the Hague Convention.

13 **Rodion Vynnychenko**
14 13 Demiivska Str., Apartment 83
Kyiv, Ukraine 03039

13 **Artem Besshapochny**
14 70 Teatralna Str., Apartment 6
Kharkiv, Ukraine 63011

15 16. Despite having been properly served and otherwise demonstrating awareness of
16 these proceedings, *see* Dkt. 19, Defendants have not answered or appeared to defend the claims
17 against them.

19 I declare under penalty of perjury that the foregoing is true and correct.

20 Executed at Seattle, Washington, this 8th day of November, 2021.

22 By: s/ John A. Goldmark
23 John A. Goldmark